

Amend CSHB 300 (House committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering the remaining ARTICLES accordingly:

ARTICLE _____. AVIATION FACILITIES DEVELOPMENT AND FINANCIAL ASSISTANCE

SECTION _____.01. Section 21.101, Transportation Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) The department may loan or grant money to a state agency with a governing board authorized to operate an airport, ~~or~~ to a governmental entity in this state, or to an owner of an eligible airport to establish, construct, reconstruct, enlarge, or repair an airport, airstrip, or air navigational facility if:

- (1) the money has been appropriated to the department for that purpose; and
- (2) providing the money will:
 - (A) best serve the public interest; and
 - (B) best discharge the governmental aeronautics function of the state or its political subdivisions.

(c) In this section, "eligible airport" means an airport eligible to receive grant funds under the airport improvement program established by 49 U.S.C. Section 47101 et seq.

SECTION _____.02. Section 21.105, Transportation Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) Before approving a loan or grant to a governmental entity, the commission shall require that:

- (1) the airport or facility remain in the control of each political subdivision involved for at least 20 years;
- (2) the political subdivision disclose the source of all funds for the project and the political subdivision's ability to finance and operate the project;
- (3) at least 10 percent of the total project cost be provided by sources other than the state; and
- (4) the project be adequately planned.

(c) Before approving a loan or grant to an owner of an eligible airport as defined by Section 21.101, the commission shall

require that:

(1) the airport or facility remain an eligible airport for at least 20 years;

(2) the owner demonstrate the ability to finance and operate the project; and

(3) the project be adequately planned.

SECTION ____ .03. Section 21.112, Transportation Code, is amended to read as follows:

Sec. 21.112. EXPENDITURE OF AIR FACILITY CONSTRUCTION MONEY [~~BY STATE GOVERNMENTAL ENTITIES~~]. A governmental entity or eligible airport, as defined by Section 21.101, that receives money from the department to establish, construct, reconstruct, enlarge, or repair an airport, airstrip, or air navigational facility shall spend the money for those purposes and in conformity with commission rules.